

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION

## **MEMORANDUM AND ORDER**

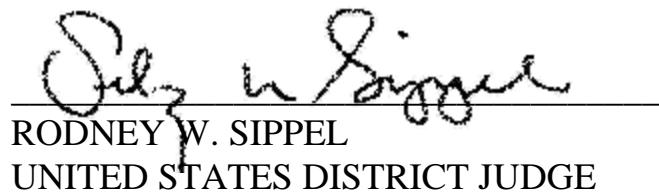
This matter is before me on Plaintiffs' Motion to Substitute Party and for Leave to File Amended Complaint [#26]. The motion will be granted.

Defendant Dr. Anthony White filed a motion to dismiss the claims against him in the original complaint. That motion will be denied as moot. If Dr. White wishes to file a motion to dismiss the amended complaint, he may file a short motion incorporating the argument from his previous motion. Plaintiff may respond by incorporating the argument from the previous response.

Accordingly,

**IT IS HEREBY ORDERED** that Plaintiffs' Motion to Substitute Party and for Leave to File Amended Complaint [#26] is **GRANTED**.

**IT IS FURTHER ORDERED** that Dr. White's Motion to Dismiss [#20] is  
**DENIED** without prejudice as moot.



\_\_\_\_\_  
RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE

Dated this 5th day of July, 2006.